

POCKET NO.: ISIS-2202

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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PATENT
APR 15 2003
TECH CENTER 1600/2900

In Re Application of:

Phillip Dan Cook

Application No.: 08/884,873

Filing Date: June 30, 1997

For: Nucleobase Heterocyclic Combinatorialization

Confirmation No.: 6678

Group Art Unit: 1639

Examiner: Maurie Garcia Baker

#348
Subp
41603

EXPRESS MAIL LABEL NO: EV 252263745 US
DATE OF DEPOSIT: April 10, 2003

EV252263745US

Box ☒ AF
☐ ISSUE FEE

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

1. Submission required under 37 CFR § 1.114

☐ Previously submitted

☐ Consider the amendment(s)/reply under 37 CFR § 1.116 previously
filed on . (Any unentered amendment(s) referred to above will be entered).

☐ Consider the arguments in the Appeal Brief or Reply Brief previously
filed on .

☐ Other: .

☒ Enclosed

☒ Amendment/Reply

☐ Affidavit(s)/Declaration(s)

04/14/2003 CVD111 00000076 08884873

01 FC:1601 750.00 GP
02 FC:1231 110.00 GP

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☐ Information Disclosure Statement (IDS)

☐ Other:

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2. Miscellaneous

☐ Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 12 months; Fee under 37 CFR §1.17(i) required)

FEE CALCULATION:

				SMALL ENTITY		NOT SMALL ENTITY	
<input checked="" type="checkbox"/> RCE BASIC FILING FEE				\$375.00	\$	\$750.00	\$750
	CLAIMS REMAINING AFTER RCE	HIGHEST NO. PAID FOR	EXTRA				
TOTAL CLAIMS	11	26 (20 MINIMUM)	0	\$9 EACH	\$	\$18 EACH	\$0
INDEP. CLAIMS	1	3 (3 MINIMUM)	0	\$42 EACH	\$	\$84 EACH	\$0
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$140	\$	\$290	\$0
<input checked="" type="checkbox"/> ONE MONTH EXTENSION OF TIME				\$55	\$	\$110	\$110
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME				\$205	\$	\$410	\$0
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME				\$465	\$	\$930	\$0
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME				\$725	\$	\$1450	\$0
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME (May only be taken when filing RCE in lieu of Appeal Brief)				\$985	\$	\$1970	\$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID				minus	(\$)	minus	(\$)
<input type="checkbox"/> TERMINAL DISCLAIMER				\$55	\$	\$110	\$
TOTAL FEE DUE					\$		\$860

☒ A check in the amount of **\$860.00** is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.

☐ Please charge Deposit Account No. 23-3050 in the amount of \$.00 . This sheet is attached in duplicate.

☒ A response to the Office Action dated December 24, 2002 was due on March 24, 2003. Petition is hereby made under 37 CFR § 1.136(a) to extend the time period for response from March 24, 2003 to and through April 24, 2003 comprising an extension of the shortened statutory period of one month(s).

☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this

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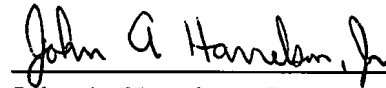
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☒ The Commission is hereby authorized to charge payment of the above fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.

SHOULD ANY DEFICIENCIES APPEAR with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: April 10, 2003



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Docket No.: ISIS-2202

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Phillip Dan Cook

Serial No.: 08/884,873

Filed: June 30, 1997

For: NUCLEOBASE HETEROCYCLIC COMBINATORIALIZATION

EXPRESS MAIL LABEL NO: EV 252263745 US
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BOX AF
Assistant Commissioner for Patents
Washington, D.C. 20231

Confirmation No.: 66781600/2900

Group Art Unit: 1639

Examiner: Maurie Garcia Baker

RESPONSE

This is in response to the Advisory Action dated March 13, 2003 and the Final Rejection dated December 24, 2002, and is being filed along with a request for continued examination (RCE). Applicants respectfully request that the following amendment be entered without prejudice.

In the claims:

Please amend claim 33 as follows

33. A mixture comprising a set of at least six chemical compounds having a common heterocyclic scaffold bearing functionalizable atoms, wherein said set of compounds is represented by one of structures II or III: